

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

DR 1999-092380

01/31/2003

HONORABLE BRIAN K. ISHIKAWA

CLERK OF THE COURT
B. Finney
Deputy

FILED: 02/12/2003

IN RE THE MARRIAGE OF
JERALDEAN PARMELEE

RICHARD W CLARK

AND

CHARLES E PARMELEE JR.

ERIC W KESSLER

MINUTE ENTRY

8:24 a.m. This is the time set for **Status Conference**. Petitioner is present and is represented by above-named counsel. Respondent is not present, but is represented by above-named counsel.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

Counsel for Respondent waives the Respondent's presence for the purpose of today's hearing.

Discussion is held regarding the status of the case.

The Court ascertains the only issue on appeal in this matter is the amount and duration of spousal support ordered by the Court at the time of trial.

The Court further ascertains that both counsel agree that even though the case is on appeal the Court can proceed with an Evidentiary Hearing in this matter with regard to the remaining issues that are not on appeal.

The Court indicates that it is aware of the fact that it did sign a QDRO involving the Town of Gilbert.

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Discussion is held regarding the remaining issues to be addressed at the Evidentiary Hearing.

IT IS HEREBY ORDERED setting this matter for **Evidentiary Hearing** on **February 14, 2003 at 8:30 a.m.** in this Division, 222 East Javelina Drive, **Courtroom 403**, Mesa, Arizona 85210. (**Time allotted: 2 hours; presumptive time allocation: 50 minutes per side**).

ISSUES: Contempt re: 3 QDRO's, clarification with regard to taxes, future medical coverage for Wife and equalization, expert's fees, disbursement of investments, diamond ring, family photos and video tapes, attorney fees interest and attorney's fees and costs.

IT IS FURTHER ORDERED any evidence intended to be submitted as exhibits at the time of hearing must be brought to this Division, Courtroom 403, by no later than **4:00 p.m., February 11, 2003**, along with an attached cover sheet listing the description of the exhibits. Any exhibits not submitted by **4:00 p.m., February 11, 2003** will not be accepted.

NOTE: A REQUEST/MOTION FOR CONTINUANCE FILED BY EITHER COUNSEL/PARTY DOES NOT SUSPEND THE REQUIREMENT THAT THE EXHIBITS BE SUBMITTED BY THE DEADLINE SET BY THE COURT.

NOTE: ALL EXHIBITS MUST BE HAND-DELIVERED TO THIS DIVISION'S JUDICIAL STAFF AT (602) 506-5225/5121 BETWEEN THE HOURS OF 8:30 A.M. TO 12:00 P.M. AND 1:30 P.M. TO 4:00 P.M. ANY EXHIBITS DROPPED OFF IN JUDGE ISHIKAWA'S MAILBOX OR COURT ADMINISTRATION WITHOUT PRIOR ARRANGEMENTS WITH THIS DIVISION WILL BE REJECTED.

PURSUANT TO RULE 5.1(C) OF THE ARIZONA RULES OF CIVIL PROCEDURE,

IT IS ORDERED THAT COUNSEL, OR ANY PARTY IF UNREPRESENTED BY COUNSEL, SHALL GIVE THIS COURT PROMPT NOTICE OF THE SETTLEMENT OF THE CASE OR MATTER SET FOR TRIAL, HEARING OR ARGUMENT BEFORE THE TRIAL, HEARING, ARGUMENT OR MATTER AWAITING COURT RULING. IN THE EVENT OF ANY UNREASONABLE DELAY IN THE GIVING OF SUCH NOTICE, THE COURT MAY IMPOSE SANCTIONS AGAINST COUNSEL OR THE PARTIES TO INSURE FUTURE COMPLIANCE WITH THIS RULE.

NOTE: ALL COURT PROCEEDINGS ARE RECORDED BY AUDIO METHOD AND NOT BY A COURT REPORTER. ANY PARTY MAY REQUEST THE PRESENCE OF A COURT REPORTER BY CONTACTING THIS DIVISION THREE (3) COURT BUSINESS DAYS BEFORE THE SCHEDULED HEARING.

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Discussion is held regarding telephone calls made by Petitioner to Respondent's employer.

Jeraldean Parmelee is sworn and testifies.

Pursuant to Stipulation of counsel and the Parties,

IT IS ORDERED that Petitioner/Wife shall not personally contact Respondent/Husband's employer.

8:44 a.m. Court stands at recess.

8:51 a.m. The matter is recalled. Petitioner is present and is represented by above-named counsel. Respondent is not present, but is represented by above-named counsel.

A recording of this proceeding is made by CD (FTR) in lieu of a court reporter.

Based on the reasons as stated on the record,

IT IS ORDERED vacating the Court's prior Order setting this matter for Evidentiary Hearing on February 14, 2003.

IT IS FURTHER ORDERED setting this matter for **Evidentiary Hearing on March 7, 2003 at 8:00 a.m.** in this Division, 222 East Javelina Drive, **Courtroom 403**, Mesa, Arizona 85210. **(Time allotted: 2 hours; presumptive time allocation: 50 minutes per side).**

ISSUES: Contempt re: 3 QDRO's, clarification with regard to taxes, future medical coverage for Wife and equalization, expert's fees, disbursement of investments, diamond ring, family photos and video tapes, attorney fees interest and attorney's fees and costs.

IT IS FURTHER ORDERED any evidence intended to be submitted as exhibits at the time of hearing must be brought to this Division, Courtroom 403, by no later than **4:00 p.m., March 4, 2003**, along with an attached cover sheet listing the description of the exhibits. Any exhibits not submitted by **4:00 p.m., March 4, 2003** will not be accepted.

NOTE: A REQUEST/MOTION FOR CONTINUANCE FILED BY EITHER COUNSEL/PARTY DOES NOT SUSPEND THE REQUIREMENT THAT THE EXHIBITS BE SUBMITTED BY THE DEADLINE SET BY THE COURT.

NOTE: ALL EXHIBITS MUST BE HAND-DELIVERED TO THIS DIVISION'S JUDICIAL STAFF AT (602) 506-5225/5121 BETWEEN THE HOURS OF 8:30 A.M. TO 12:00 P.M. AND 1:30 P.M. TO 4:00 P.M. ANY EXHIBITS DROPPED OFF IN JUDGE

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ISHIKAWA'S MAILBOX OR COURT ADMINISTRATION WITHOUT PRIOR ARRANGEMENTS WITH THIS DIVISION WILL BE REJECTED.

PURSUANT TO RULE 5.1(C) OF THE ARIZONA RULES OF CIVIL PROCEDURE,

IT IS ORDERED THAT COUNSEL, OR ANY PARTY IF UNREPRESENTED BY COUNSEL, SHALL GIVE THIS COURT PROMPT NOTICE OF THE SETTLEMENT OF THE CASE OR MATTER SET FOR TRIAL, HEARING OR ARGUMENT BEFORE THE TRIAL, HEARING, ARGUMENT OR MATTER AWAITING COURT RULING. IN THE EVENT OF ANY UNREASONABLE DELAY IN THE GIVING OF SUCH NOTICE, THE COURT MAY IMPOSE SANCTIONS AGAINST COUNSEL OR THE PARTIES TO INSURE FUTURE COMPLIANCE WITH THIS RULE.

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IT IS FURTHER ORDERED that the requirements of Rule 58(d) are waived and this minute entry is signed as the formal written Order of this Court.

8:52 a.m. Matter concludes.

Dated this 31st day of January, 2003.

/S/ HONORABLE BRIAN K. ISHIKAWA

JUDICIAL OFFICER OF THE SUPERIOR COURT